

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

Charles K. Verhoeven (Bar No. 170151)

2 charlesverhoeven@quinnemanuel.com

David A. Perlson (Bar No. 209502)

3 davidperlson@quinnemanuel.com

Melissa Baily (Bar No. 237649)

4 melissabaily@quinnemanuel.com

John Neukom (Bar No. 275887)

5 johnneukom@quinnemanuel.com

Jordan Jaffe (Bar No. 254886)

6 jordanjaffe@quinnemanuel.com

50 California Street, 22<sup>nd</sup> Floor

7 San Francisco, California 94111-4788

Telephone: (415) 875-6600

8 Facsimile: (415) 875-6700

9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
17 LLC,

18 Defendants.

CASE NO. 3:17-cv-00939-WHA

**PLAINTIFF WAYMO LLC'S  
ADMINISTRATIVE MOTION TO FILE  
UNDER SEAL PORTIONS OF ITS  
MOTION TO COMPEL WITH RESPECT  
TO ITS SECOND SUBPOENA SERVED  
ON NON-PARTY ANTHONY  
LEVANDOWSKI**

Pursuant to Civil L.R. 7-11 and 79-5, Plaintiff Waymo LLC (“Waymo”) respectfully requests to file under seal portions of Waymo’s Motion to Compel With Respect Its Second Subpoena Served on Non-Party Anthony Levandowski (“Waymo’s Motion”). Specifically, Waymo requests an order granting leave to file under seal the portions of the document as listed below:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo’s Motion	Blue highlighted portions	Defendants
Waymo’s Motion	Yellow highlighted portions	Non-Party Sandstone, LLC / Ognen Stojanovski / Tyto LiDAR, LLC
Ex. 3	Entire document	Non-Parties Sandstone, LLC / Ognen Stojanovski / Tyto LiDAR, LLC
Ex. 4	Entire document	Non-Parties Sandstone, LLC / Ognen Stojanovski / Tyto LiDAR, LLC
Ex. 5	Entire document	Defendants
Ex. 6	Entire document	Defendants
Ex. 7	Entire document	Non-Party Sandstone, LLC
Ex. 8	Yellow highlighted portions	Non-Party Ognen Stojanovski
Ex. 9	Entire document	Non-Party Tyto LiDAR, LLC
Ex. 10	Entire document	Non-Party Tyto LiDAR, LLC
Ex. 12	Entire document	Non-Party Tyto LiDAR, LLC

#### **I. LEGAL STANDARD**

Civil Local Rule 79-5 requires that a party seeking sealing “establish[] that the document, or portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under the law” (*i.e.*, is “sealable”). Civil L.R. 79-5(b). The sealing request must also “be narrowly tailored to seek sealing only of sealable material.” *Id.*

1 **II. DEFENDANTS’/THIRD PARTIES’ CONFIDENTIAL INFORMATION**

2 Waymo seeks to seal the portions of the Objections only because Defendants and/or certain  
3 Third Parties (including Sandstone, LLC, Ognen Stojanovski, and Tyto LiDAR, LLC) have  
4 designated the information confidential. Declaration of Patrick Schmidt (“Schmidt Decl.”) ¶ 3.  
5 Waymo does not oppose the merits of sealing Defendants’/Third Parties’ designated material, and  
6 expects Defendants/Third Parties to file one or more declarations in accordance with the Local Rules.

7 **III. CONCLUSION**

8 In compliance with Civil Local Rule 79-5(d), redacted and unredacted versions of the  
9 above listed documents accompany this Administrative Motion. For the foregoing reasons,  
10 Waymo respectfully requests that the Court grant Waymo’s Administrative Motion.

11  
12 DATED: August 4, 2017

QUINN EMANUEL URQUHART & SULLIVAN,  
LLP

13  
14 By /s/ Charles Verhoeven

Charles Verhoeven  
Attorneys for WAYMO LLC